

REVISED ON 5/14/19
MALVERNE UNION FREE SCHOOL DISTRICT
Regular Board of Education Meeting & Budget Hearing
Tuesday May 14, 2019
8:00 P.M.

BOARD MEMBERS

Jeanne D'Esposito, **President**
Danielle Hopkins, **1st Vice President**
Phyllis M. Tinsley **2nd Vice President**
Josephine Bottitta, **Trustee**
Laura Avvinti, **Trustee**

ADMINISTRATION

Dr. James H. Hunderfund, **Superintendent**
Steven Gilhuley, **Assistant Superintendent of Curriculum and Instruction**
Dr. Spiro Colaitis, **Assistant Superintendent District Operations**
Christopher Caputo, **Assistant Superintendent for Business**

BOARD OFFICER

Lisa Ridley, **District Clerk**
Daniel Balzan, **Treasurer**

BOARD COUNSEL

Frazer & Feldman, LLP

AGENDA

I. CALL TO ORDER

II. EXECUTIVE SESSION

III. PLEDGE OF ALLEGIANCE

IV. MINUTES

1. Approval of April 9, 2019 Regular Board of Education Meeting Minutes
2. Approval of April 16, 2019 BOCES Budget Vote / Smart Schools Bond Hearing Minutes

V. TREASURER'S REPORT

Approval of April 2019 Treasurer's Report

VI. RECEIPTS OF FINANCIAL REPORTS

- A. Claims Audit Reports: April 2019
- B. Trial Balance Reports April 2019
- C. Revenue Status Reports: April 2019
- D. Appropriation Status Reports: April 2019
- E. Cash Flow Status Report: April 2019
- F. Budget transfers under \$20,000 Report: April 2019

VII. COMMUNICATIONS

VIII. SUPERINTENDENT'S REPORT/ ANNOUNCEMENT

1. Recognition of MHS –“Academic Leaders”- Class of 2019
2. 2019-2020 Budget Hearing

IX. PERSONNEL

A. Terminations

1. Civil Service (1)

B. Resignations

1. Teachers/Teacher Assistants (1)
2. Civil Service (3)

C. Leaves of Absence

- Teachers/Teacher Assistants (2)

D. Appointments

1. Teachers/Teacher Assistants (3)
2. Civil Service (1)
3. Driver's Education Program 2019/2020 (1)
4. Malverne Teacher Center 2018/2019 (2)
5. Co-Curricular Activities –MHS 2018/2019 (1)

E. Supplemental

1. Appoint the following personnel for Homebound Tutoring, Twilight School, Afterschool Instruction, Supervision, RAP Classes, After School & Summer Regents Scorers, Proctoring, Grading, AP Review Classes, AIS Classes, Assessment/Regents Grading and Saturday Academy for the 2018-2019 School Year (2)
2. Tenure Recommendation for the following personnel (8)
3. Appoint the following employee to supervise athletic events and student activities for the 2018-2019 school year: (2)

XI. NEW BUSINESS

- A.** BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District appoints the following workers for the purpose of working the Annual Budget/Trustee Vote on May 21, 2019 at the established pay: Vanessa Prophet , Patricia Vanderhorst, Lisa Ridley Theresa Berry, Paul DaSilva, Linda Hollis, Carol Joos, Stevie Leach, Stephan Leach, Joseph Lewis, Marianne Diaz, Angela Martin, Kate McDermott, Pauline Palomino, Jack Prophet, Ashleigh M. Solomon, Beatrice Thomas, Paul Thomas, Larry Walton , Nelson Mylene Translators, Jeannette A. Costoso and Nilda Pinales

The following two duly qualified voters of said School District are hereby appointed as members of the Board of Registration of said school District until June 30, 2019 Vanessa Prophet and Patricia Vanderhorst

- B.** BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Mineola Public Schools** to provide related services for the 2018-2019 school year.

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- C.** BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the following **Receivable Health & Welfare Contract** for the 2018-2019 school year:

City of New York

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contracts.

- D.** BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the following **Payable Health & Welfare Contracts** for the 2018-2019 school year:

**Hempstead UFSD
South Huntington UFSD
West Hempstead UFSD**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- E. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract renewal with **J.J. Stanis & Co., for the renewal of the Self Insured Dental, for the 2019-2020 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- F. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Your Connection to Nature, Inc., Custom Field Trip on June 21, 2019, to Hempstead Lake State Park.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- G. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the agreement with **The Nassau County Board of Elections, for Rental of Election Machines, for the 2018-2019 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- H. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Gayle E. Kligman** for related services for the 2019/2020 school year.

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- I. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Johnson Controls, for the District Wide Fire Alarm System, for the 2019-2020 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- J. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Holger O. Fietkau, to train new bus drivers according to 19A Certification Requirements, for the 2019-2020 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

K. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Tel/Logic, Textbook Central, for Centralized Non-Public School Textbook Distribution, for the 2019-2020 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

L. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **JGE Investigations and Security Protection Services, for the 2019-2020 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

M. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District agrees to add the **Half Hollow Hills School District to the Carpet & Tile Installation Contract, for the 2019-2020 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

N. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **FRS Investigative Services, Inc., for the 2019-2020 school year.**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

O. BOARD RESOLUTION TO AUTHORIZE PROPOSITION TO EXPEND CAPITAL RESERVE FUNDS

WHEREAS, the Board of Education of the Malverne Union Free School District (“Board”) has determined that there is a need to undertake certain capital improvements and construction work at District buildings and/or facilities to commence during the 2019-2020 school year (Project”) as described in a memorandum report prepared by the District’s architects (“Report”), on file and available for public inspection in the office of the District Clerk; and

WHEREAS, the Board desires that a proposition be presented to the voters of the School District authorizing the expenditure of available funds from

the District's Capital Reserve fund II for that purpose, at no additional cost to the District's taxpayers;

NOW, THEREFORE, BE IT RESOLVED, that the Board establishes itself as lead agency for the purposes of SEQRA determinations regarding the proposed Project; and be it further

RESOLVED, that, upon the review and recommendation of the District's Architect, the proposed Project is hereby determined to be a Type II action, as defined by 6 NYCRR §617.5[c], which will have no significant impact on the environment, and which does not require any other determination or procedure under SEQRA; and, therefore, be it

RESOLVED, that the Board hereby authorizes and directs that a proposition in substantially the form set forth below shall be placed before the voters of the Malverne Union Free School District at the Annual District Meeting to be held between the hours of 7 a.m. and 9 p.m. on May 21, 2019, at the voting place heretofore be hereby establishes within the District; and that the District Clerk be authorized and directed to give notice of such proposition to be voted at said Annual District Meeting by publishing reasonable and appropriate notice thereof, and to have the necessary ballot labels printed for said vote in the form corresponding as nearly as may be with the requirements of the Education Law and the provisions of the voting machine rules of this school district.

- P.** BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the following Transportation Contract for the 2018-2019 school year:

First Student

Mineola High School

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

- Q.** BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the following Summer Transportation Contract for the 2019-2020 school year:

We Transport

Jackson Avenue Elementary School

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

R. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District accepts the Donation of \$500.00 from **New York Life Foundation**.

S. BE IT RESOLVED, that the Board of Education hereby reaffirms and reauthorizes the establishment of the existing reserve fund known as the “Reserve for Retirement Contribution” in accordance with the provisions of General Municipal Law section 6-r for the payment of contributions to the **New York State and Local Employees’ Retirement System**, with a current balance of \$3,060,355.83.

T. WHEREAS, the Malverne Union Free School District participates in the New York State Teachers’ Retirement System (“TRS”); and

WHEREAS, on May 14, 2019, the Board of Education by resolution reaffirmed and reauthorized the existing Retirement Contribution Reserve Fund known as the Reserve for Retirement Contribution pursuant to Section 6-r of the General Municipal Law for the payment of contributions to the New York State and Local Employees’ Retirement System (“ERS”); and

WHEREAS, the Board of Education has determined it is also appropriate to establish a sub-fund within said Retirement Contribution Reserve Fund pursuant to Section 6-r(2-a) of the General Municipal Law for the payment of contributions to TRS.

NOW THEREFORE, BE IT RESOLVED, by the Board of Education of the Malverne Union Free School District, pursuant to Section 6-r of the General Municipal Law, as follows:

1. The Board hereby establishes a sub-fund within the Reserve for Retirement Contribution to be known as the Reserve for Teacher Retirement System Contribution Sub-Fund;
2. The source of funds for this Reserve Sub-Fund shall be:
 - a. such amounts as may be provided therefore by budgetary appropriation or raised by tax therefore;
 - b. such revenues as are not required by law to be paid into any other fund or account;
 - c. such other funds as may be legally appropriated; and
 - d. notwithstanding any law to the contrary, such amounts as may be transferred from a reserve fund established pursuant to Section 6-c, 6-d, 6-e, 6-f or 6-g of Article 2 of the General

Municipal Law, comprised of moneys raised from the same tax base as the moneys in the retirement contribution reserve fund, or a reserve fund established pursuant to Education Law Section 3651, provided that any such transfer shall only be made by Board resolution adopted after a public hearing held on at least 15 days prior notice published in at least one newspaper having general circulation in the District.

3. By resolution, the Board of Education may authorize expenditures from this Reserve Sub-Fund. Except as otherwise provided by law, moneys in this Reserve Sub-Fund may only be appropriated to finance retirement contributions to the New York State Teachers' Retirement System, and/or to offset all or a portion of the amount deducted from the moneys apportioned to the District from the State for the support of schools pursuant to Section 521 of the Education Law.
4. No member of the Board of Education or employee of the District shall:
 - a. authorize a withdrawal from this Reserve Sub-Fund for any purpose except as provided in Section 6-r of the General Municipal Law; or
 - b. expend any money withdrawn from this Reserve Sub-Fund for a purpose other than as provided in Section 6-r of the General Municipal Law.
5. The moneys contributed annually to the Reserve Sub-Fund shall not exceed 2% of the total compensation or salaries of all teachers employed by the District who are members of TRS paid during the immediately preceding fiscal year.
6. The balance of the Reserve Sub-Fund shall not exceed 10% of the total compensation or salaries of all teachers employed by the District who are members of TRS paid during the immediately preceding fiscal year.
7. The moneys in this Reserve Sub-Fund shall be deposited and secured in the manner provided by Section 10 of the General Municipal Law. The Board of Education or its authorized designee may invest the moneys in this Reserve Sub-Fund in

the manner provided by Section 11 of the General Municipal Law. Any interest earned or capital gain realized on the money so deposited or invested shall accrue to and become part of this Reserve Sub-Fund.

8. The chief fiscal officer shall account for this Reserve Sub-Fund separate and apart from all other funds of the District. Such accounting shall show: the source, date and amount of each sum paid into the sub-fund; the interest earned by such sub-fund; capital gains or losses resulting from the sale of investments of this sub-fund; the order, purpose thereof, date and amount of each payment from this sub-fund; the assets of the sub-fund, indicating cash balance and a schedule of investments. The chief fiscal officer, within sixty (60) days of the end of each fiscal year, shall furnish a detailed report of the operation and condition of this sub-fund to the Board of Education.
9. This Resolution shall take effect immediately.
- U. BE IT RESOLVED that the Board of Education of the Malverne Union Free School District hereby declares the articles of property on the list designated exhibit "A" to be surplus property.

BE IT FURTHER RESOLVED that the Board of Education of the Malverne Union Free School District authorizes the Superintendent to sell or dispose of such property consistent with Board Policy 5250.
- V. BE IT RESOLVED, that the Malverne Union Free School District has made available the District-wide School Safety Plan for a 30 day public comment period on the district website. Please send any comments to the District Clerk. The plan will be adopted on August 27, 2019.
- W. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District accepts the Donation of \$120.00 from Rochester Institute of Technology.

- X. BE IT HEREBY RESOLVED that the Board of Education shall approve the following transfer of funds for the 2018/2019 school year as recommended by the Superintendent of schools.

Account Code	Account Description	Out	In
A9060.801.00	Health Insurance	40,000	
A2250.400.00	Contractual and Other - Special Ed		40,000

XII. POLICIES

Approval of revised Board Policy#5621
Accounting of Fixed Assets

XIII. CURRICULUM MATTERS / STUDENTS SERVICES

BE IT HEREBY RESOLVED that the Board of Education approves the recommendations at the May 14, 2019 Board of Education meeting made by the Committee on Special Education for meetings held on 2/16/19, 3/19/19, 03/20/19,3/20/19 3/28/19,3/29/18/4/09/19 and 4/16/19.

BE IT FURTHER RESOLVED that the Board of Education approves the recommendations made by the Committee on Special Education for meetings held on 3/20/19, 3/21/19, 3/25/19, 3/26/19,4/02/19, 4/08/19 on Preschool Education for the meetings held on 3/28/19, 3/29/19,4/01/19,4/04/19,4/11/19,4/15/19/4/16/19 and /4/30/19.

XIV. GENERAL DISCUSSION

XV. PUBLIC PARTICIPATION

XVI. DATES TO REMEMBER

- May 21 District Budget Vote and Board Election
7am – 9pm @ HTH Gymnasium
- Stream Symposium & Districtwide K-12
Celebration of the Arts
Concert @ 6:00pm – 8:00pm HTH Auditorium
Art Show @ 7:00pm
MHS Gymnasium
- May 24 Schools Closed
- May 27 Memorial Day-Schools Closed
- June 11 Regular Board Of Education Meeting
HTH Auditorium @ 8:00pm

XVII. ADJOURNMENT